

**DRAFT MEETING NOTES**  
**March 26, 2013 (6th meeting)**

Workgroup Members Present/ Representing:

Walt Baker, Director, Water Quality Division  
Leah Ann Lamb, Asst. Director, Water Quality Division  
Ed Macauley, Manager, Water Quality Division  
David Snyder, DWQ Onsite Program, Water Quality Division  
Kate Johnson, Drinking Water Division  
Tracy Richardson, Chairman, LHD Rules Revision Work Group  
Brian Cowan, LHD Rules Revision Work Group Member  
Jeremy Roberts, LHD Rules Revision Work Group Member  
Teresa Gray, Salt Lake County Health Department  
Richard Jex, Supplier  
Gus Sharry, Engineer  
Ben Witt, Installer  
Grant Koford, Environmental Director Bear River Health Department  
Brent Ovard, Utah Onsite Wastewater Association (UOWA)  
Richard Worley, Bear River Health Department (on phone)  
Mike Huber, P.E., Engineer (on phone)

Summary by Agenda Item

1. Welcome, Introductions, Review of Last Meeting & Summary. Asked for corrections/comments- no corrections to Meeting & Summary notes offered.
2. Written comments review
  - a. Dave Waldron- Tracy Richardson reviewed Dave Waldron's five comments he submitted earlier. The work group previously reviewed these comments and felt the existing language in the draft covered his concerns.
  - b. Kate Johnson presented a small change to Table 2 footnote, referencing horizontal distance to a public culinary water source using Rule R309-600 for compliance determination. After much discussion mainly focusing on Drinking Water program responsibility, the word was changed to 'consistent' and an understanding that increased setbacks require a case-by-case review. For this review, Kate would be the DDW contact person. On Division of Drinking Water program concerns, she asked the private sector and interested LHD to come up with a proposal regarding accepting systems with higher level of treatment to be considered more protective than a conventional system in source protection zones and other concerns.
3. Review of the 'big eight'. The following items were listed:
  - a. Enforcement of rule, consistency, etc.: no discussion, as it was addressed in an earlier stake holder's meeting.
  - b. Roles, responsibilities of LHD staff: No discussion (previously discussed).
  - c. Soils vs Percolation: DWQ explained again to concerned industry that we are very aware of the additional training needed in soils and will be working closely with the Training Center to cover this need. Ben Witt, asked Leah Ann Lamb if he and perhaps others could participate in this Training Center need discussion and she agreed. Sections in the draft rule regarding this option of using soil logs for feasibility determination on many designs and site considerations, will remain.

- d. Pressure systems listed as an alternative system - much discussion was generated. It was decided to have the Work Group, break out pressure systems from being an alternative system and add pump to gravity system both in their own group. This 'new' category of pumps, may require: Notice to title; Annual maintenance; Operating permits, up to 5-year, renewable; Designed by a person certified level 3. The work group will create language and send it out to all, prior to this rule being presented to the WQ Board for public review.
  - e. Alternative systems- all counties given authority, but may 'opt out' with LHD passing a regulation or ordinance. This change generated several concerns, but industry expressed that this change is an improvement over the current rule requirement to 'opt in.' For those counties opting out, appeals from the private sector wanting alternative system consideration will be heard by the local board of health and then to the courts. DWQ will not interfere with process.
  - f. Fast soils- new language in rule may allow approval. No discussion from work group.
  - g. Allowing inlet of septic tank to be installed in a water table- new language in rule- no discussion.
  - h. Increasing slopes for installs up to 35%, with special conditions. Over 35% will have to go through formal variance method- new rule. No discussion.
  - i. Broadening variance to cover entire rule when lot is deemed 'not feasible for permitting an onsite wastewater system'. Walt went through entire section explaining process. Discussion was on clarification of process, industry felt change was an improvement. This new variance language has not been reviewed by COWP or CLEHA.
- 4. Draft rule changes: A summary of the changes in draft rule that were made during this stake holders involvement was drafted by Tracy Richardson. Industry representatives felt that going through this list was not necessary, as these documents are available for all to review on the web site and was sent earlier to them.
  - 5. DWQ staff thanked all participating as stake holders for their time and input. The next step will be to include draft language for the new 'pumps section' and obtain COWP and CLEHA approval of the Variance section. A draft rule will be sent out to all stakeholders, and LHD. If no major concerns are raised, DWQ will ask Water Quality Board to initiate process of public comment period.